



December 9, 2004

**Via Hand Delivery**

Michael E. Unger, Esq.  
 FREEHILL, HOGAN & MAHAR  
 80 Pine Street, 24<sup>th</sup> Floor  
 New York, New York 10005-1759

**Re: YOUR REF: 323-04/MEU**  
 HBC Hamburg Bulk Carriers GmbH & Co. KG v. Proteinas y Oleicos S.A. de C.V.,  
 U.S. District Court, Southern District of New York,  
Case No. 04 Civ. 6884 (NRB)

Dear Mr. Unger:

This letter is in response to your Subpoena in a Civil Case & Subpoena Duces Tecum in the referenced action (the "Subpoena"), delivered December 1, 2004 to this office of Bank of America, N.A. (named therein as, "Bank of America")("BANA"), 40 West 57<sup>th</sup> Street, New York, New York (see, copy affixed hereto).

Enclosed please find BANA's First Production of Documents to Subpoena, consisting of wire payment instructions describing payments frozen by BANA, as the result of your firm's service during August 26 and 27, 2004, of U.S. District Court Judge Buchwald Order of Process of Maritime Attachment and Garnishment, toward assets of defendant Proteinas y Oleicos S.A. de C.V., as follows:

1. U.S.\$100,000.00 wire transfer, dated August 26, 2004, Originator: Scotiabank Inverlat S.A., Mexico; Credit: SFO Bank of America San Francisco New York, A/C#65506-00078; Pay Thru Bank: Banco del Bajío S.A., A/C#6290327353; Beneficiary: Proteinas y Oleicos SA de CV, A/C#09960900401.
2. U.S.\$53,682.21 wire transfer, dated August 26, 2004, Originator/Ordering Bank: Malta Texo de Mexico.; Debit/Sending Bank: Citibank New York, A.B.A.#021-000-089; Credit/Receiving Bank: SFO Bank of America San Francisco New York, A/C#65506-00078; Pay Thru Bank: Banco del Bajío S.A., A/C#62903-27353; Beneficiary: Proteinas y Oleicos, SA de CV, A/C#09960900401.
3. U.S.\$29,104.31 wire transfer, dated August 30, 2004, Originator/Ordering Bank: Cargill de Mexico S.A. de C.V.; Debit/Sending Bank: Cargill de Mexico S.A. de C.V., BankAmerica EDI Services A/C#19018-40677; Credit/Receiving Bank/Pay Thru Bank: Banco del Bajío S.A., Bank of America A/C#62903-27353; Beneficiary: Proteinas y Oleicos, SA de CV, A/C#09960900401.



DEC.14 '2004 09:40

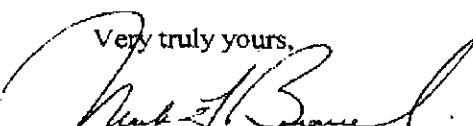
FREEHILL &amp; HOGAN

#4850 P.003

Ltr./Unger, Esq.  
FREEHILL, HOGAN & MAHAR  
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Page 2

4. U.S.\$229,138.93 wire transfer, dated August 30, 2004, Originator/Ordering Bank: Cargill de Mexico S.A. de C.V.; Debit/Sending Bank: Cargill de Mexico S.A. de C.V., BankAmerica EDI Services A/C#19018-40677; Credit/Receiving Bank/Pay Thru Bank: BBVA Bancomer SA Mexico, Bank of America A/C#62906-92210; Beneficiary: Proteinas y Oleicos, SA de CV, A/C#012910001408623713.
5. U.S.\$33,539.43 wire transfer, dated September 1, 2004, Originator/Ordering Bank: Cargill de Mexico S.A. de C.V.; Debit/Sending Bank: Cargill de Mexico S.A. de C.V., BankAmerica EDI Services A/C#19018-40677; Credit/Receiving Bank/Pay Thru Bank: Banco del Bajio, S.A., Bank of America A/C#62903-27353; Beneficiary: Proteinas y Oleicos, SA de CV, A/C#030215099609004011.
6. U.S.\$7,500.00 wire transfer, dated September 15, 2004, Originator: Proteinas y Oleicos SA de CV; Debit/Sending Bank: Banco del Bajio S.A., A/C#62903-27353; Pay Thru Bank: HSBC Bank USA, New York NY, A.B.A#021-001-088; Beneficiary: Healy & Baillie LLP, New York NY; Originator to Beneficiary Information: HBV y Proteinas Joh Jag.
7. U.S.\$8,170.00 wire transfer, dated November 1, 2004, Originator: Proteinas y Oleicos SA de CV; Debit/Sending Bank: Banco del Bajio S.A., A/C#62903-27353; Beneficiary's Bank: Bank One, N.A. Columbus Ohio; Beneficiary: Duraloy Technologies Inc., Columbus, Ohio, A/C#43271-1862.

Very truly yours,

  
Mark F. Borowski  
Assistant Vice President;  
Paralegal  
646.313.8139

Enclosures  
Doc.#00707232

DEC. 14 2004 09:41

FREEHILL &amp; HOGAN

#4850 P.004

323-04/MEU

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF NEW YORK**

**SUBPOENA IN A CIVIL CASE &  
 SUBPOENA DUCES TECUM**

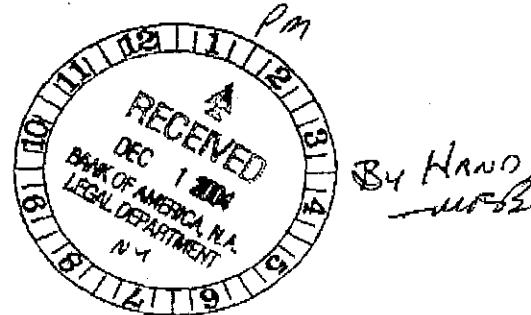
CASE NUMBER: 04 CIV 6884 (NRB)

HBC Hamburg Bulk Carriers GmbH & Co. KG  
 Plaintiff,

v.

Proteinas y Oleicos S.A. de C.V.  
 Defendant.

TO: Bank of America  
 335 Madison Avenue  
 New York, NY 10017  
 Attn: Mark Borowski



YOU ARE COMMANDED to appear in the US District Court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
DATE AND TIME	

YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME
---------------------	---------------

YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date and time specified below (list documents or objects): ANY AND ALL RECORDS pertaining to funds being held pursuant to the Process of Maritime Attachment and Garnishment served in the above-listed action, including but not limited to wire transfer instructions, transaction reports, documents indicating the correspondent relationship with each sending and receiving bank, the relationship between each back to the transferor and transferee, and correspondence referencing the transfers, restraint, and relationship between the banks, transferor and transferee.

PLACE	DATE AND TIME
Freehill, Hogan & Maher LLP 80 Pine Street New York, NY 10005-1759	November 22, 2004

\*In lieu of appearing you can mail us the records by the date stated above.

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FREEHILL &amp; HOGAN

#4850 P.005

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)

  
Michael E. Unger, Attorney for Defendant

DATE

November 11, 2004

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

Michael E. Unger, Freehill, Hogan & Maher LLP  
80 Pine Street, NYC, NY 10005-1759 - Tel: (212) 425-1900

This subpoena is issued upon application of the Questions May be Addressed to: Michael E. Unger, Freehill Hogan & Maher,  
80 Pine Street, NYC, NY 10005-1759 - Tel: 212-425-1900,  
[ ] Plaintiff [X]Defendant [ ] U.S. Attorney

## PROOF OF SERVICE

DATE	PLACE
SERVED	
SERVED ON (PRINT NAME)	MANNER OF SERVICE
SERVED BY (PRINT NAME)	
TITLE	

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

Date

SIGNATURE OF SERVER

ADDRESS OF SERVER

Additional Information

DEC.14 2004 09:41  
AUG 26 2004 04:28 FR

FREEHILL &amp; HOGAN

#4850 P.006  
TO 917046025721 P.02

&lt;&lt; M T I SYSTEM &gt;&gt; NORMAL DELIVERY

OUTPUT SEQ # 1

DLVR TO

RCVD FROM SCOTIABANK INVERLAT SA, INSTITUCIONDE BANCA  
SENDER'S DDA # 1315005612

FRAC BOSQUES DE LAS

\*\*\* Message: TESTED. \*\*\*

FRN REF #: 040826-061201

\*\*\*\* MESSAGE ENVELOPE \*\*\*\*

( Bank : CAL )

SRC:WAN CALLER:

RPT# AMT:100,000.00  
TEST: {} VAL:04/08/26

CUR:USD

EXT:

TRDR#

TYP:FTR/ FNDS:S CHG:DB:Y CD:Y COM:N CBL:N

DBT D/1315005612/  
SCOTIABANK INVERLAT, S.A.  
FRACCIONAMIENTO BOSQUES DE LAS LOMAS  
DELEGACION MIGUEL HIDALGO  
C.P. MEXICO 11700  
SEND:D/1315005612/  
SCOTIABANK INVERLAT SA, INSTITUCION  
DE BANCA FRAC BOSQUES DE LAS  
LOMAS DELEGACION MIGUEL HIDALGO  
C.P. 11700 MEXICO, D.F., MEXICO  
SNDR REF NUM:487447200  
REF NUM:040826PGMA8125WW  
ORIG:  
SCOTIABANK INVERLAT S.A  
LORENZO BOTURINI 202, COL. TRANSITO  
MEXICO, D.F. C.P. 06820  
MEXICOCDT G/1070811998200/ ADV:WIR  
SFO BANK OF AMERICA SAN FRANCISCO  
NEW YORK

SPECIAL INSTRUCTIONS:

WARNING: ADV TYPE MUST BE WIR.  
WARNING: NO TWO-PARTY CREDITS.

IF NO BNF, TYPE YOURSELVES.

BNF:/6550600078 CHG: BK?Y  
SFO BANK OF AMERICA SAN FRANCISCO  
NEW YORK

ORIG TO BNF INFO:

BO. PROTEINAS Y OLEICOS SA DE CV  
FFC PROTEINAS Y OLEICOS SA CV  
CTA09960900401

## Message Text

Unknown Message Format

BCA124404  
XX TMTA  
.PGMA MTF:100{STX}  
YZZZ  
FROM: /DD-1315005612  
SCOTIABANK INVERLAT, SA  
BOSQUES DE CIRUELOS 120  
BOSQUES DE LAS LOMAS  
MEXICO, D.F. CP. 11700  
TO: /NA-TMTA  
BANK OF AMERICA  
DEFAULT BRANCH 0  
DATE:040826::100 CUSTOMER TRANSFER  
PLEASE PAY



DEC.14 '2004 09:42

FREEHILL &amp; HOGAN

#4850 P.008

&lt; &lt; M T I SYSTEM &gt; &gt; NORMAL DELIVERY

OUTPUT SEQ # 1

DLVR TO

RCVD FROM CITIBANK  
SENDER'S DDA #

NEW YORK, NEW YORK

\*\*\* Message: NOT TESTED. \*\*\*

TRN REF #: 040826-061880

\*\*\*\*\* MESSAGE ENVELOPE \*\*\*\*\*

( Bank : CAL )

SRC:FED CALLER:

RPT# AMT:53,682.21  
TEST: {} VAL://

EXT:

TRDR#

CUR:USD TYP:FTR/ FNDS:S CHG:DB:N CD:Y COM:N CBL:N

DEBT A/021000089

CITIBANK  
NEW YORK, NEW YORKCDT G/1070811998200/  
SFO BANK OF AMERICA SAN FRANCISCO  
NEW YORK

ADV:WIR

SNDR REF NUM:LCK42390634600  
ORDERING BNK:/36169254  
MALTA TEXO DE MEXICO  
ATTN CARLOS MUÑOZ CALDERON  
PONIENTE 134 NO.786  
COL INDUSTRIAL VALLEJO, MEXICO DF  
ORIG:/36169254  
MALTA TEXO DE MEXICO  
PONIENTE 134 NO 786  
COL INDUSTRIAL VALLEJOSPECIAL INSTRUCTIONS:  
WARNING: ADV TYPE MUST BE WIR.  
WARNING: NO TWO-PARTY CREDITS.  
IF NO BNF, TYPE YOURSELVES.  
BNF:/6290327353 CHG: BK?N  
PROTEINAS Y OLEICOS, S.A. DE C.V.ORIG TO BNF INFO:  
PAGO FACTURA Z11704,12104,12105  
11287 MLTX BAJIO  
/ACC/ABONO CTA.09960900401 PZA  
.011

\*\*\*\*\* CREDIT PAYMENT MESSAGE TEXT \*\*\*\*\*

## Message Text

Destination:

G/1070811998200/  
SFO BANK OF AMERICA SAN FRANCISCO  
NEW YORK

Customer Transfer

(TYPE: 100)

```

:100
:20: /Transaction Reference Number:
      040826061880
:32A: /Value Date, Currency, Amount:
      Date: 04/08/26 53,682.21 USD
:50: /Ordering Customer:
      /36169254
      MALTA TEXO DE MEXICO
      PONIENTE 134 NO 786
      COL INDUSTRIAL VALLEJO
:52D: /Ordering Institution:
      /36169254
      MALTA TEXO DE MEXICO
      ATTN CARLOS MUÑOZ CALDERON

```

DEC.14 2004 09:42  
, AUG 26 2004 05:04 FR

FREEHILL &amp; HOGAN

#4850 P.009  
TO 917046025721 P.00

PONIENTE 134 NO.786  
COL INDUSTRIAL VALLEJO, MEXICO DF  
 :53B: /Sender's Correspondent:  
 /7484146000  
 :59: /Beneficiary Customer:  
 /6290327353  
 PROTEINAS Y OLEICOS, S.A. DE C.V.  
 :70: /Details of Payment:  
 /RFB/LCK42390634600 PAGO FACTURA  
 Z11704,12104,12105 11287 MLTX BAJIO  
 /ACC/ABONO CTA.09960900401 PZA.011  
 :72: /Sender to Receiver Information:  
 /IMAD/20040826B1Q8024C004974  
 /SOF/fw///021000089  
 /INS/fw021000089

## {1100} Message Disposition:

Format Version:	02 (New expanded format)
Test Production Code:	P (Production)
Msg Duplication Code:	(Original incoming msg)
Msg Status Indicator:	N (Incoming msg)

## {1110} Acceptance Timestamp:

Date:	08/26
Time:	16:27
Application Id:	FT01

## {1120} OMAD:

Output cycle date:	2004/08/26
Output Destination Id:	L1LFBF1R
Output sequence number:	006442
Output date:	08/26
Output time:	16:27
Output application Id:	FT01

## {1510} Type/Subtype Code:

Type Code:	10 (Transfer of funds)
Subtype Code:	00 (Regular transfer)

## {1520} IMAD:

Input Cycle date:	2004/08/26
Input Source id:	B1Q8024C
Input Sequence number:	004974

## {2000} Amount:

\$53,682.21

## {3100} Sending Bank:

ABA number:	021000089
Short name:	CITIBANK NA
ABA lookup (REL):	CITIBANK NEW YORK, NEW YORK

## {3320} Sender Reference:

LCK42390634600

## {3400} Receiving Bank:

ABA number:	121000358
Short name:	BK AMER SF
ABA lookup (AUX):	BANK OF AMERICA, N.A., CA SAN FRANCISCO, CA

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AUG 26 2004 05:05 FR

FREEHILL &amp; HOGAN

#4850 P.010  
TO 917046025721 P.04

{3600} Business Function Code: CTR (Customer transfer)

{4200} Beneficiary: D/6290327353  
PROTEINAS Y OLEICOS, S.A. DE C.V.

{5000} Originator: D/36169254  
MALTA TEXO DE MEXICO  
PONIENTE 134 NO 786  
COL INDUSTRIAL VALLEJO

{5100} Originator's Bank: D/36169254  
MALTA TEXO DE MEXICO  
ATTN CARLOS MUÑOZ CALDERON  
PONIENTE 134 NO. 786  
COL INDUSTRIAL VALLEJO, MEXICO DF

{6000} Originator to Beneficiary Info: PAGO FACTURA Z11704,12104,12105  
11287 MLTX BAJIO

{6400} Beneficiary Info: /ACC/ABONO CTA.09960900401 PZA  
.011

## MESSAGE HISTORY SEQUENCE

CAL the owning bank is in timezone PDT (+00 hours). Priority: Delivery ACK:

REF INDEX REF #: 040826061880 26-AUG-2004 13:26:33.33  
FEDSNAIN1 SEQ #: 55725 26-AUG-2004 13:26:33.33  
FEDINI SEQ #: 6442 26-AUG-2004 13:26:33.34  
FLASHRCV ABA: 021000089 FED REF: LCK42390634600  
IMAD: 0826B1Q8024C00497408261627FT01

FEDINQ DEQ TEXT:  
FEDIN LOG AMT: 53682.21 TIME: 26-AUG-2004 13:26:33.55  
ABA INDEX KEY: 021000089  
\*SYS\_MEMO CPD: NOF acct D/6290327353 uses SFO unit  
\*SYS\_MEMO CPD: Sending message to SFO for processing  
\*SYS\_MEMO CPD: Inserting G/1070811998200 over BNF  
\*SYS\_MEMO Field 70 text modified using Abbreviation/Deletion  
routine.  
\*SYS\_MEMO Message checked by STOP filter - 26-AUG-2004 13:26:  
34.01 \*SYS\_MEMO  
\*SYS\_MEMO MATCH REF: ENT/2418(OFAC)  
\*SYS\_MEMO PROTEINAS-Y-OLEICOS in BNP ADDRESS  
\*SYS\_MEMO MATCH REF: CHP/2988()  
\*SYS\_MEMO MUÑOZ CARLOS in OBK ADDRESS  
\*SYS\_MEMO MATCH REF: ENT/2418(OFAC)  
\*SYS\_MEMO PROTEINAS Y OLEICOS in FLD 4200  
\*SYS\_MEMO MATCH REF: CHP/2988()  
\*SYS\_MEMO MUÑOZ CARLOS in FLD 5100  
\*SYS\_MEMO Multiple warnings - see history  
\*SYS\_MEMO \*MRH/\*MR/MAP/ /Y/\$\$\$MAP  
\*GL\_INQ\_CDT INQ\_CDT AMOUNT: 53682.21  
RAM\_PVT\_Q DEQ TEXT: 040826061880AMOUNT: 53682.21  
Memo: MAP  
RAM\_SRF KEY: 040826061880MAP1  
RAM\_FED\_RCV AMT: 53682.21 TIME: 26-AUG-2004 13:26:34.93  
RAM\_OUT SEQ #: 40767 26-AUG-2004 13:26:34.90 Info:  
40826061880MAP1 FN  
RAM\_SND SEQ #: 40767 26-AUG-2004 13:26:34.90 Info:

DEC.14 2004 09:43  
AUG 26 2004 22:33 FR

FREEHILL &amp; HOGAN

#4850 P.011  
TO 917040005121

&lt; &lt; &lt; MTB SYSTEM &gt; &gt; &gt;NORMAL DELIVERY

OUTPUT SEQ # 1

DLVR TO

RCVD FROM BANKAMERICA EDI SERVICES 196401455 MARKET ST, 16TH FLOOR  
SENDER'S DDA #

\*\*\* Message: NOT TESTED. \*\*\*

TRN REF #: 040827-055557

\*\*\*\* MESSAGE ENVELOPE \*\*\*\*

( Mank : MIA )

SRC:EOS CALLER:

RPT# AMT:29,104.31  
TEST: {} VAL:04/08/30CUR:USD  
TYP:PTT/

EXT: SWD DATE:04/08/30

TRDR#

FNDS:S CHG:DB:N CD:N COM:N CBL:N

DST D/1901840677/  
CARGILL DE MEXICO S.A. DE C.V.  
AV. PROLONGACION, PASEO DE LA  
REFORMA, 1015 PUNTA SANTA FE, TORRE  
A P-3 DESARROLLO SANTA FE, MEXICO  
SEND:U/ECOA  
BANKAMERICA EDI SERVICES 19640  
1455 MARKET ST, 16TH FLOOR  
SAN FRANCISCO, CALIFORNIA  
TRN REF NUM:13682040017291  
REF NUM:METU136820400172  
ORIG:  
CARGILL DE MEXICO, S.A. DE C.V.,  
AV PROLONGACION PASEO REFORMA 1015  
MEXICO DF MXCDT D/SFO:6290327353/  
BANCO DEL BAJIO, S.A.  
PASMO DEL MORAL NO 506  
LEON GUANAJUATO CP 37160  
MEXICO  
BNF:/030215099609004011 CHG:O BE?N  
PROTEINAS Y OLEICOS SA DE CV  
XMPY ZZ US

ADV:SWF

CBL:N

COM:N

CD:N

CHG:O BE?N

CBL:N

COM:N

CBL:N

CD:N

CHG:O BE?N

CBL:N

DEC. 14 '2004 09:43  
AUG 26 2004 22:33 FR

FREEHILL & HOGAN

10 3118400051 #4850 P.012

:57A: /Account With:  
S/BUICOMM  
BANCO DEL BAJIO, S.A.  
COL. JARDINES DEL CAMPESTRE 508, A  
V. MANTUJ. J. CLOUTHLER  
LEON, MX  
:59: /Beneficiary Customer:  
/030215099609004011  
PROTEINAS Y OLICOS SA DE CV  
EMPTV ZZ US  
:71A: /Details of Charges:  
OUR  
{BTX}  
AMT:METU13682040017291  
B2CSA740884 08270651  
B2CSA740884 08270651

MESSAGE HISTORY SENTENCE

MTA the owning bank is in timezone MDT (+03 hours). Priority: 3 Delivery ACK:  
REF\_INDEX REF #: 040827055557 27-AUG-2004 09:50:19.36  
NYK GMD\_RCV SMQ #: 438433 27-AUG-2004 09:50:19.33 Info:  
1R3Q268G98DN Shmawkyndx KEY: 13682040017291  
NYK GMDINO DEQ TEXT: 040827055557  
\*ADM\_ADM\_LOG ENQ TEXT:  
\*SYS\_MEMO Cross-banked RAMT to MTA.  
\* BEGIN DESTINATION (1)  
RTE: /\*/  
DST: ////////////////  
\* END DESTINATION  
NYK MFB\_OUTQ DEQ TEXT: 040827055557  
ISOINQ DEQ TEXT: 040827055557  
NYK MFB\_MSGS INTERFACE\_ID: 0122-000806 ITEM\_TYPE: ADM  
SENDER\_REF: 040827055557  
\*SYS\_MEMO CPD: BBK (n) Preservation: S/BJ10XML  
\*SYS\_MEMO Credit party SBJ10XML substituted D/6290327353/  
\*SYS\_MEMO Message checked by STOP filter - 27-AUG-2004 06:50:  
22.59 \*SYS\_MEMO MATCH\_REF: ENT/3360 (OFAC)  
\*SYS\_MEMO PROTEINAS Y OLICOS in BNP ADDRESS  
\*SYS\_MEMO MATCH\_REF: ENT/3360 (OFAC)  
\*SYS\_MEMO PROTEINAS Y OLICOS in FLD 59  
\*SYS\_MEMO Multiple warnings see history  
\*SYS\_MEMO \*MRH/\*MR/MAP/ /Y/\$\$ISO  
\*MISC\_DBT MISC\_AMOUNT: 29104.31  
\*MISC\_CDT MISC\_AMOUNT: 29104.31  
NYK MFT\_OFPQ DEQ TEXT: 040827055557 AMOUNT: 29104.31  
\*SYS\_MEMO MOVED to hold queue. NYKUMO 27-AUG-2004 06:57:17.83  
NYK OFF\_HLDQ ENQ TEXT: 040827055557 AMOUNT: 29104.31

DEC.14'2004 09:43  
AUG 26 2004 22:32 FR

FREEHILL &amp; HOGAN

#4850 P.013  
TO 917046025721 P.06

&lt; &lt; &lt; MTF SYSTEM &gt; &gt; &gt;NORMAL DELIVERY

OUTPUT SEQ # 1

DLVR TO

RCVD FROM BANKAMERICA EDI SERVICES 196401455 MARKET ST, 16TH FLOOR  
SENDER'S DDA #

\*\*\* Message: NOT TESTED. \*\*\*

TRN RNF #: 040827-055555

\*\*\*\* MESSAGE ENVELOPE \*\*\*\*

( Bank : MIA )

SRC:ECB CALLER:	EXT: SND DATE:04/08/30
RPT# AMT:229.138.93	CUR:USD TMR#
TBTR: {} VAL:04/08/30	TYP:ETR/ FDNS:9 CHG:DB:N CD:N COM:N CBL:N
DBT D/1901840677/ CARGILL DE MEXICO S.A. DE C.V. AV. PROLONGACION, PASEO DE LA REFORMA, 1015 PUNTA SANTA FE, TORRE A P-3 DESARROLLO SANTA FE, MEXICO SEND:U/ECBA BANKAMERICA EDI SERVICES 19640 1455 MARKET ST, 16TH FLOOR SAN FRANCISCO, CALIFORNIA SNDR REF NUM:13681940017290 REF NUM:HESTU136819400172 ORIG: CARGILL DE MEXICO, S.A. DE C.V. AV PROLONGACION PASEO REFORMA 1015 MEXICO	CDT D/SFO:6290692210/ BBVA BANCOMER SA MEXICO D MONTES URALES NO 620 MEXICO DF 11000, MEXICO SPECIAL INSTRUCTIONS: (FIRMLY) DCO BILBAO VISCAYA-MEXICO SA)
	ADV:WIR
	RNF:/012910001408623/13 CHG:O BK?N PROTEINAS Y OLEICOS SA DE CV EMV/MX ZZ US

## SWIFT Message Text

Input time: GM:N4 Input sequence number:  
S/32  
Account not on fileOutput time: XX: E Output sequence number:  
S/  
Account not on file

Invalid Message Type (TYPE: .EC)

```

:103
:20: /Transaction Reference Number:
 13681940017290
:23B: /Type and Style of the Option:
  CRED
:32A: /First Amount:
  Date: 04/08/30 229.138.93 USD
:50K: /Ordering Customer:
  CARGILL DE MEXICO, S.A. DE C.V.
  AV PROLONGACION PASEO REFORMA 1015
  MEXICO DF MX
:53D: /Sender's Correspondent:
  /1901840677
  CARGILL DE MEXICO, S.A. DE C.V. C

```

DEC.14 2004 09:44  
AUG 26 2004 22:32 FR

FREEHILL &amp; HOGAN

#4850 P.014  
10 917846025721

:57A: /Account with:  
S/BCMRM0MM  
BBVA BANCOMER, S.A.  
1200, AVENIDA UNIVERSIDAD  
MEXICO, MX  
:59: /Beneficiary Customer:  
/012910001408623713  
PROTEINAS Y OLEICOS SA DE CV  
EMPTY XX US  
:71A: /Details of Charges:  
OTR  
(EXX)  
AMI:HSTU13681910017290  
ECSA740883 08270651  
ECSA740883 08270651

## MESSAGE HISTORY SEQUENCE

MTA the owning bank is in timezone EDT (103 hours). Priority: 3 Delivery ACK:  
 REF #: 040827055555 27-AUG-2004 09:50:18.95  
 NYK GMD RCV SEQ #: 438432 27 AUG-2004 09:50:18.94 Info:  
 1R30268B98DL  
 SENDREPNDX KEY: 13681940017290  
 NYK GMDTNO DEQ TEXT: 040827055555  
 \*ADR ADM LOG ENQ TEXT:  
 \*SYS MEMO Cross-banked EAMI to MIA.  
 \* BEGIN DESTINATION (1)  
 RTB: /\*/  
 DST: ////////////////  
 \* END DESTINATION  
 NYK MFE OUTQ DEQ TEXT: 040827055555  
 ISCINQ DEQ TEXT: 040827055555  
 NYK MFE MSGS INTERFACE ID: 0122-000005 ITEM TYPE: ADM  
 SENDER REF: 040827055555  
 CPD: BHK (8) Preservation: S/BCMRM0MM  
 Credit party S/BCMRM0MM substituted D/6290692210/  
 Message checked by STOP filter - 27-AUG-2004 06:50:  
 22.14 \*SYS MEMO  
 \*SYS MEMO  
 \*SYS MEMO  
 \*SYS MEMO  
 \*SYS MEMO  
 \*SYS MEMO  
 \*MISC\_DBT MATCH REF: ENT/3360(OFAC)  
 PROTEINAS Y OLEICOS in RND ADDRESS  
 \*MISC\_CDT MATCH REF: ENT/3360(OFAC)  
 PROTEINAS Y OLEICOS in FLD 59  
 \*MISC\_CDT Multiple warnings - see history  
 \*MISC\_CDT /Y/000150  
 MISC AMOUNT: 229138.93  
 MISC AMOUNT: 229138.93  
 NYK FUT\_CFPQ DEQ TEXT: 040827055555AMOUNT: 229138.93  
 \*SYS MEMO Moved to hold queue. NYKIMD 27-AUG-2004 06:57:14.79  
 OFP\_NDO ENQ TEXT: 040827055555AMOUNT: 229138.93

DEC. 14 2004 09:44  
AUG 31 2004 17:20 FR CLAIMSFREEHILL & HOGAN  
201 974 3883 TU 917044098756 #4850 P.015  
P.01/02

&lt; &lt; &lt; MTF SYSTEM &gt; &gt; &gt;NORMAL DELIVERY

/ OUTPUT SEQ # 1

DLVR TO

RCVD FROM BANKAMERICA EDI SERVICES 196401455 MARKET ST, 16TH FLOOR  
SENDER'S DDA #

\*\*\* Message: NOT TESTED. \*\*\*

TRN REF #: 040831-087138

\*\*\*\* MESSAGE ENVELOPE \*\*\*\*

( Bank : MIA )

SRC: ECS CALLER:

RPT# AMT: 33,539.43  
TEST: ( ) VAL: 04/09/01

EXT: SND DATE: 04/09/01

TRDR#

CUR: USD

TYP: FTR/

FNDS: S CHG: DB: N CD: N COM: N CBL: N

DBT D/1901840677/  
CARGILL DE MEXICO S. A. DE C. V.  
AV. PROLONGACION, PASEO DE LA  
REFORMA, 1015 PUNTA SANTA FE, TORRE  
A P-3 DESARROLLO SANTA FE, MEXICO  
SEND: U/ECBA  
BANKAMERICA EDI SERVICES 19640  
1455 MARKET ST. 16TH FLOOR  
SAN FRANCISCO, CALIFORNIA  
SNDR REF NUM: 13737440017291  
REF NUM: HETU137374400172  
ORIG:  
CARGILL DE MXICO, S. A. DE C. V.  
AV PROLONGACION PASEO REFORMA 1015  
MEXICO DF MXCDT D/SFO: 6290327353/  
BANCO DEL BAJIO, S. A.  
PASEO DEL MORAL NO 506  
LEON GUANAJUATO CP 37160  
MEXICO  
BNF: /030215099609004011  
PROTEINAS Y OLEICOS SA DE CV  
EMPTY ZZ

ADV: SWF

CHG: O BK?N

US

## SWIFT Message Text

Input time: QM:N4 Input sequence number:  
6/89  
Account not on fileOutput time: XX: E Output sequence number:  
S/  
Account not on file

Invalid Message Type

(TYPE: .EC)

:20: ::103  
:20: /Transaction Reference Number:  
13737440017291  
:23B: /Type and Style of the Option:  
CRED  
:32A: /First Amount:  
Date: 04/09/01 33,539.43 USD  
:50K: /Ordering Customer:  
CARGILL DE MXICO, S. A. DE C. V.  
AV PROLONGACION PASEO REFORMA 1015  
MEXICO DF MX

DEC. 14 2004 09:44

AUG 31 2004 17:21 FR CLAIMS  
/19018406//  
CABGILL DE MEXICO, S.

FREEHILL & HOGAN

LL & HOGAN #4850 P.016  
281 974 3883 TO 917044098736 P.06/06

#4850 P.016

: 57A: /Account With:  
S/BJIOMXML  
BANCO DEL BAJIO, S. A.  
COL. JARDINES DEL CAMPESTRE: 509. A  
V. MANUEL J. CLOUTHIER  
LEON, MX

: 59: /Beneficiary Customer:  
/030215099609004011  
PROTEINAS Y OLEICOS SA DE CV  
EMPTY ZZ US

: 71A: /Details of Charges:  
OUR  
(ETX)  
AMI:HETU13737440017291  
ECSA745925 08311146  
ECSA745925 08311146

#### MESSAGE HISTORY SEQUENCE

MIA the owning bank is in timezone EDT (+03 hours). Priority: 3 Delivery ACK:  
 REF\_INDEX REF #: 040831087138 31-AUG-2004 14:45:14.79  
 NYK QMD\_RCV SEQ #: 455089 31-AUG-2004 14:45:14.40 Info:  
 DADE4LMS58Q88  
 SENDREFNDX KEY: 13797440017291  
 NYK QMDING DEG TEXT: 040831087138  
 \*ADR ADM LOC ENG TEXT:  
 \*SYS MEMO Cross-banked EAMI to MIA.  
 \* BEGIN DESTINATION (1)  
 RTE: /\*  
 DBT: /////  
 \* END DESTINATION  
 NYK MFE\_OUTQ DEG TEXT: 040831087138  
 NYK ISOING DEG TEXT: 040831087138  
 NYK MFE\_MSGB INTERFACE ID: 0193-000615 ITEM TYPE: ADM  
 SENDER REF: 040831087138  
 \*SYS MEMO CPD: BBK (B) Preservation: S/BJ10MXML  
 \*SYS MEMO Credit party SBJ10MXML substituted D/629032735G/  
 \*SYS MEMO Message checked by STOP filter - 31-AUG-2004 11:45:  
 36.58  
 \*SYS MEMO MATCH REF: ENT/3360(0FAC)  
 \*SYS MEMO PROTEINAS Y OLEICOS in BNP ADDRESS  
 \*SYS MEMO MATCH REF: ENT/3360(0FAC)  
 \*SYS MEMO PROTEINAS Y OLEICOS in FLD 59  
 \*SYS MEMO Multiple warnings - see history  
 \*SYS MEMO \*MRH/\*MR/MAP/ /Y/666ISO  
 \*MISC DBT MISC AMOUNT: 33539.43  
 \*MISC CDT MISC AMOUNT: 33539.43  
 SFO FUT\_OFPG DEG TEXT: 040831087138AMOUNT: 33539.43  
 \*SYS MEMO Moved to hold queue. NYKOMC 31-AUG-2004 12:21:23.90  
 NYK OFP\_HLDQ ENG TEXT: 040831087138AMOUNT: 33539.43  
 \*MEMO NYKDD5 31-AUG-2004 FAXED

DEC.14 2004 09:44  
SEP 15 2004 06:01 PM

FREEHILL &amp; HOGAN

#4850 P.017  
10 51 7048620721 R.02

&lt; &lt; MTP SYSTEM &gt; &gt; NORMAL DELIVERY

OUTPUT SEQ # 1

DLVR TO

RCVD FROM BANCO DEL BAJIA S.A. DE C.V. (WANDA) PASEO DEL MORAL NO 506  
SENDER'S DDA #

\*\*\* Message: TESTED. \*\*\*

TRN REF #: 040915-100418

\*\*\*\* MESSAGE ENVELOPE \*\*\*\*

( Bank : SFO )

SRC:WAN CALLER:

RPT# AMT: 7,500.00

TEST: {} VAL: 04/09/15

EXT: SND DATE: 04/09/15

TRDR#

CUR:USD TYP: PTR/1000 FNDS:S CHG:DB:N CD:N COM:X CBL:N

DBT D/6290327353/

CDT A/NYK:021001088

ADV: FED

BANCO DEL BAJIO, S.A.

HSBC BANK USA

PASEO DEL MORAL NO 506

452 FIFTH AVENUE

LEON GUANAJUATO CP 37160

NEW YORK, NEW YORK

MEXICO

BNF: /0018277081

SEND: U/NCEA

HEALY AND BAILLIE LLP ATTOTNEY T

BANCO DEL BAJIA S.A. DE C.V. (WANDA)

NEW YORK NY USA

PASEO DEL MORAL NO 506

120 BROADWAY NY NY 10271

COL. JARDINES DEL MORAL

ORIG TO BNF INFO:

LEON, GUANAJUATO 37160, MEXICO

HBV Y PROTEINAS JOH JAG

SNDR REF NUM: 040915393831

REF NUM: 040915NCEA7373WW

ORIG:

PROTEINAS Y OLEICOS SA DE CV

CALLE 21 NO 317POR18 Y 20 LOCAL 4

MERIDA, YUCATAN

MEXICO C.P. 97288

## Message Text

Customer Transfer

(TYPE: 100)

BSF093542  
XX MTNA  
.NCEA MTP:100

{STX}

YZZZ

FROM: /NA-NCEA

BANCO DEL BAJIO S.A. DE C.V.  
PASEO DEL MORAL NO. 506  
COL. JARDINES DEL MORAL  
LEON GUANAJUATO, MEXICO

TO: /NA-MTNA

BANK OF AMERICA, BRANCH 6290  
CONCORD, CALIFORNIA USA

DATE: 040915

::100 CUSTOMER TRANSFER  
PLEASE PAY

DEC.14 '2004 09:45  
SEP 15 2004 06:01 FR

FREEHILL &amp; HOGAN

#4850 P.018  
TO 917046025721 P.00

:15 TEST KEY:{}  
 :20 SENDER REF:040915393831  
 :30 VALUE DATE:040915 15SEP04  
 :32 AMOUNT:  
 USD 7,500.00 US DOLLAR  
 :50 ORIGINATOR:  
 PROTEINAS Y OLEICOS SA DE CV  
 CALLE 21 NO 317P0R18 Y 20 LOCAL 4  
 MERIDA, YUCATAN  
 MEXICO C.P. 97288  
 :53D REIMBURSEMENT:/DD-62903-27353  
 BANCO DEL BAJIO S.A. DE C.V.  
 PASEO DEL MORAL NO.506  
 COL. JARDINES DEL MORAL  
 LEON GUANAJUATO, MEXICO  
 :57D PAY THRU://FW-021001088  
 HSBC  
 NEW YORK NY USA  
 :59 BENEFICIARY:/DD-001627081  
 HEALY AND BAILLIE LLP ATTOTNEY T  
 NEW YORK NY USA  
 120 BROADWAY NY NY 10271  
 :70 BENEF INFO:  
 HBV Y PROTEINAS JOH JAG  
 :71 CHARGES TO:OUR  
 {BTX}  
 AMI:040915NCEA7373WWBB  
 GMDB6843 09151352

## MESSAGE HISTORY SEQUENCE

SFO the owning bank is in timezone PDT (+00 hours). Priority: 3 Delivery ACK:  
 REF\_INDEX REF #: 040915100418 15-SEP-2004 13:52:03.21  
 GMB\_RCV SEQ #: 93542 15-SEP-2004 13:52:03.14 Info:  
 AN3C9BN03PCK  
 SENDREFNDX KEY: 040915393831  
 GMDINQ DEQ TEXT: 040915100418  
 \*SYS\_MEMO Passed RAF CAP Authentication  
 \*ADR ADM LOG ENQ TEXT:  
 \* BEGIN DESTINATION (1)  
 RTE: \*/  
 DST: /////  
 \* END DESTINATION  
 MFE\_OUTQ DEQ TEXT: 040915100418  
 ISOINQ DEQ TEXT: 040915100418  
 MFE\_MSGS INTERFACE ID: 0049-000556 ITEM TYPE: ADM  
 SENDER REF: 040915100418  
 \*SYS\_MEMO Message checked by STOP filter - 15-SEP-2004 13:52:  
 10.82  
 \*SYS\_MEMO MATCH REF: ENT/3360 (OFAC)  
 \*SYS\_MEMO PROTEINAS Y OLEICOS in ORP ADDRESS6  
 \*SYS\_MEMO MATCH REF: ENT/3360 (OFAC)  
 \*SYS\_MEMO PROTEINAS Y OLEICOS in FLD 50  
 \*SYS\_MEMO Multiple warnings - see history  
 \*SYS\_MEMO \*MRH/\*MR/MAP/ /Y/\$\$\$ISO  
 \*DDA\_INQ\_DBT INQ\_DBT AMOUNT: 7500.00  
 NYK SYSPRFBAL PRF\_INPROC\_CDT AMOUNT: 7500.00

DEC.14 2004 09:45

DEC 06 2004 04:26 FR

FREEHILL &amp; HOGAN

#4850 P.019

TO 917046025721

P.01

## Bank of America / Wire Transfer Query - WTQ / Transaction Text

Page 1 of 2

transaction text		trn search	trn summary	trn detail	trn history	trn destination
TRANSACTION TEXT						
		RGWP1	WTX	20041101-00152941		
<input type="checkbox"/> Input Text <input type="checkbox"/> Output Text <input type="checkbox"/> Input / Output Text <input type="checkbox"/> Secondary Output <input type="checkbox"/> TRN Confirmations <input type="checkbox"/> CUST Confirmations	<b>INPUT TEXT</b> BXW767158 XX MTNA NCEA MTP:100  (STX YZY2 FROM:NA-NCEA BANCO DEL BAJO S.A. DE C.V. PASEO DEL MORAL NO.500 COL. JARDINES DEL MORAL LEON GUANAJUATO, MEXICO TO: /NA-MTNA BANK OF AMERICA, BRANCH 6260 CONCORD, CALIFORNIA USA DATE:041101  ::100 CUSTOMER TRANSFER PLEASE PAY  ::15 TEST KEY:  ::20 SENDERS REF:041101407385 ::30 VALUE DATE:041103 01NOV04 ::32 AMOUNT: USD 8,170.00 US DOLLAR  ::50 ORIGINATOR: PROTEINAS Y OLEICOS SA DE CV CALLE 21 NO 317POR18 Y 20 LOCAL 4 MERIDA, YUCATAN MEXICO C.P. 97288 ::53D REIMBURSEMENT:DD-62903-27353 BANCO DEL BAJO S.A. DE C.V. PASEO DEL MORAL NO.506 COL. JARDINES DEL MORAL LEON GUANAJUATO, MEXICO ::57D PAY THRU://FW-044000037 BANK ONE COLUMBUS OHIO ::58 BENEFICIARY/DD-43271-1862 DURALOY TECHNOLOGIES INC COLUMBUS OHIO ::71 CHARGES TO:OUR (ETX) AMI:041101NCEA5488WWBB GMDBZ136 11011409					

DEC.14 '2004 09:45

DEC 06 2004 04:27 FR

FREEHILL &amp; HOGAN

#4850 P.020

TO 917046025721 P.02

## Bank of America / Wire Transfer Query - WTQ / Transaction Detail

Page 1 of 2

home help about log-off

transaction detail		trn search	trn summary	trn text	trn history	trn destination
<b>THIS IS A COMPLETED PAYMENT</b>		<b>TRANSACTION DETAIL</b>				
SRC	ADV	CUR	AMOUNT	REPETITIVE ID	CALLER	
WAN	LTR	USD	8,170.00			
SRC TYPE	ADV TYPE	FND8	VALUE OR DUE DATE	CHG:	DB CD COM CBL	
FTR/ 100		S	041101	N	N X N	
CREATE TIME			PAYOUT/MESSAGE?	PYMT DIRECTION	CANCELED PYMT?	
	041101 - 17:10:23.97		PAYOUT	BOOK	N	
FED IMAD - INBOUND		FED IMAD - OUTBOUND				
DEBIT INFO		CREDIT INFO				
DBT: D / 008290327353		CDT: D / NYK:000650600078				
DEBIT VAL: 041101		CREDIT VAL: 041101				
BANCO DEL BAJA, S.A.		MONEY TRANSFER "OFAC PENDING AC"				
PASEO DEL MORAL NO 508		4TH FLR JEAN NICASTRO				
LEON GUANAJUATO CP 37160		100 WEST 33RD STREET				
MEXICO		NEW YORK, NEW YORK 10001 10048				
SEND: U / NCEA		INTERMEDIARY BANK: /				
BANCO DEL BAJA S.A. DE C.V.(WANCA)						
PASEO DEL MORAL NO 508						
COLJARDINES DEL MORAL						
LEON, GUANAJUATO 37160, MEXICO						
SNDR REF NUM: 041101407355						
ORDERING BANK:						
/		BNF BANK: A / NCEA6495WW				
ORDERING BANK REF. NUM: 041101NCEA6495WW		BANK ONE, N.A.				
ORIG: /		COLUMBUS, OHIO				
PROTEINAS Y OLEICOS SA DE CV	←	43081				
CALLE 21 NO 317POR18 Y 20 LOCAL 4						
MERIDA, YUCATAN						
BNF: /48271-1882		CHG: O BK? N				
DURALOY TECHNOLOGIES INC						
COLUMBUS OHIO						

DEC. 14 2004 09:45

FREEHILL & HOGAN

#4850 P.021

DEC 06 2004 04:27 FR

TO 917046025721 P.00

Bank of America / Wire Transfer Query - WTQ / Transaction Detail

Page 2 of 2

MEXICO C.P. 97288

ORIG. REF. NUM:

BANK TO BANK INFO:

ORIG. TO BENEFICIARY:

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